



PTO/SB/31 (09-06)

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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) MIT-60 CON 6						
<p>I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on <u>10/13/2006</u></p> <p>Signature <u>Mark J. Pandiscio</u></p> <p>Typed or printed name <u>Mark J. Pandiscio</u></p>		<p>In re Application of Edwin C. Bartlett</p> <table border="1"> <tr> <td>Application Number 10/811,691</td> <td>Filed 03/29/2004</td> </tr> <tr> <td colspan="2">For APPARATUS AND METHOD FOR ANCHORING SUTURES</td> </tr> <tr> <td>Art Unit 3734</td> <td>Examiner Gary Jackson</td> </tr> </table>	Application Number 10/811,691	Filed 03/29/2004	For APPARATUS AND METHOD FOR ANCHORING SUTURES		Art Unit 3734	Examiner Gary Jackson
Application Number 10/811,691	Filed 03/29/2004							
For APPARATUS AND METHOD FOR ANCHORING SUTURES								
Art Unit 3734	Examiner Gary Jackson							

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) \$ 500.00

- Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ _____
- A check in the amount of the fee is enclosed.
- Payment by credit card. Form PTO-2038 is attached.
- The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.
- The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 16-0221. I have enclosed a duplicate copy of this sheet.
- A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

- applicant/inventor. Mark J. Pandiscio 10/13/06
Signature
- assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)
- attorney or agent of record.
Registration number 30,883 781-290-0060
Telephone number
- attorney or agent acting under 37 CFR 1.34.
Registration number if acting under 37 CFR 1.34. 10/13/2006
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required.
Submit multiple forms if more than one signature is required, see below*.

- *Total of _____ forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Edwin C. Bartlett
Serial No.: 10/811,691
Filing Date: 03/29/2004
For: APPARATUS AND METHOD FOR ANCHORING SUTURES
Group Art Unit: 3734
Examiner: Gary Jackson
Attorney's Docket No.: MIT-60 CON 6

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL, POSTAGE PREPAID, IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, PO BOX 1450, ALEXANDRIA, VA 22313-1450, ON:

October 13, 2006

(DATE OF DEPOSIT)

Mark J. Pandiscio

(NAME OF ATTORNEY)

Mark J. Pandiscio 10/13/06

(SIGNATURE)

October 13, 2006

(DATE OF SIGNATURE)

Sir:

COMMUNICATION ACCOMPANYING NOTICE OF APPEAL

On June 22, 2006, Applicant submitted a response to the final rejection contained in the Official Action mailed April 13, 2006. Inasmuch as Applicant has not yet received a further communication from the U.S. Patent and Trademark Office in connection with this patent application, Applicant is now filing the enclosed Notice of Appeal in order to preserve Applicant's rights.

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In the event that any additional fees may be required in this matter, please charge the same, or credit any overpayment, to Deposit Account No. 16-0221.

Thank you.

Respectfully submitted,

Mark J. Pandiscio 10/13/08

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